

# Exhibit A



**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE  
LITIGATION**

**MDL No. 1456**

**CIVIL ACTION: 01-CV-12257-PBS**

**Judge Patti B. Saris**

**THIS DOCUMENT RELATES TO  
01-CV-12257-PBS AND 01-CV-339**

**NOTICE OF RULE 30(B)(6) DEPOSITION OF B. BRAUN OF AMERICA, INC.  
REGARDING JURISDICTIONAL ISSUES**


**TO: All Counsel of Record via Verilaw**

**PLEASE TAKE NOTICE** that Plaintiffs shall take the deposition upon oral examination of the person most knowledgeable at B. Braun of America, Inc. in this action regarding the matters designated on Exhibit "A," attached. This deposition will be taken pursuant to Federal Rule of Civil Procedure 30(b)(6) and will be recorded by stenographic and/or sound and visual means. The deposition will be take place as at 9:30 a.m. on August 12, 2004 at the offices of Spector, Roseman & Kodroff, P.C., 1818 Market Street, Suite 2500, Philadelphia, Pennsylvania 19103.

**You are invited to attend and participate.**



Dated: August 4, 2004

  
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**EXHIBIT "A"**

**INSTRUCTIONS AND DEFINITIONS**

1. All of the definitions from Plaintiffs' First Requests For Production of Documents Directed to All Defendants are incorporated herein by reference.
2. "AWPID" refers to all of the drugs identified in Exhibit A of the proposed Amended Master Consolidated Class Action Complaint.
3. Unless otherwise specifically stated, each of these Areas of Inquiry encompasses the years 1991 through the present.

**AREAS OF INQUIRY**

1. The state of incorporation, principal place of business, formation of, and any persons or entities that have more than a 10% ownership in the following companies:
  - (a) B. Braun of America, Inc.
  - (b) B. Braun McGaw, Inc.
  - (c) B. Braun Medical, Inc.
2. The relationship, if any, between and among any of the companies identified in Area of Inquiry #1.
3. All AWPIDs manufactured, distributed, marketed or sold by each of the companies identified in Area of Inquiry #1.
3. All contracts or agreements regarding the licensing, distribution, or marketing of any AWPID between any of the companies identified in Area of Inquiry #1.



4. Any and all sales, advertising, marketing, distribution, or manufacturing of AWPIDs in the State of Massachusetts by any of the companies identified in Area of Inquiry #1.

5. All documents relating to or reflecting any of the above Areas of Inquiry.